Withholding of increment (s) with cumulative effect—procedure to be followed in imposing the penalty of–

REFERENCE.—

(i) Official Memorandum No. GAD 18 SSR 73, dated 2nd November 1973.
(ii) Government Notification No. GAD 28 SSR 69. dated 12th December 1973.

OFFICIAL MEMORANDUM

No. GAD 12 SSR 74, BANGALORE, DATED THE 2ND MAY 1974.

Instructions were issued in Official Memorandum No. GAD 18 SSR 73, dated 2nd November 1973 read at (i) above to all the Appointing Authorities and other Disciplinary Authorities to follow the procedure under rule 11 of the Classification, Control and Appeal Rules while imposing the penalty of withholding increment (s) with cumulative effect on Government Servants as in certain Writ Petitions it was held by the High Court that withholding of increment (s) had the effect of reducing a Government servant to a lower stage in a time scale of pay and it was then a major penalty.

Rule 8 of the Karnataka Civil Services (Classification, Control and Appeal) Rules has now been amended in Government Notification No. GAD 28 SSR 69, dated 12th December 1973 and the penalty of reduction to a lower stage in the time scale constitutes a minor penalty. Therefore, while imposing the above penalty or the penalty of withholding of increments with cumulative effect, the procedure under rule 12 only has to be followed and it is not necessary to follow the procedure under rule 11 of the C.C.A. Rules. The Official Memorandum No. GAD 18 SSR 73, dated 2nd November 1973 may therefore be treated as withdrawn with effect from 24th January 1974 on which date the amendments were published in the Gazette.

SYED KARIMULLAH KHADRI,
Under Secretary to Government,
General Administration Department
(Service Rules).

37

EDUCATION AND YOUTH SERVICES SECRETARIAT

The State Advisory Board of Education—Nomination of additional member.—

READ :—

1 G.O. No. ED 8 SEA 72, dated 4/10th October 1973.
2 G. O. No. ED 8 SEA 72, dated 12th December 1973.
3 G. O. No. ED 8 SEA 72, dated 22nd January 1974
4 G. O. No. ED 8 SEA 72, dated 5th April 1974.

ORDER No. ED 8 SEA 72, BANGALORE, DATED THE 14/18TH JUNE, 1974.

Government are pleased to nominate the Additional Secretary to Government, Education and Youth Services Department as additional member of the State Advisory Board of Education constituted in Government Order dated 4/10-10-1973

By Order and in the name of the Governor of Karnataka,

M. RAMACHANDRA,
Ic/. Under Secretary to Government,
Education and Youth Services Department.

135